IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE NINTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE J.CHELAMESWAR

-

WRIT PETITION NO : 2067 of 1995

Between:

V.Apparao S/o.Simhachalam
Head Office, Girijan Cooperative Corporation Ltd., Visakhapatnam.

..... PETITIONER

AND

1 The Vice-Chairman and Managing Director,
Girijan Cooperative Corporation Ltd., Visakhapatnam.
2 The Enquiry Officer, Girijan Cooperative Corporation Ltd.,
Visakhapatnam.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the order passed by the 1st respondent in Rc.No.1284/87/A.II.D. dt.8-8-94 and consequently declare that the petitioners is entitled for promotion as Senior Manager with effect from the date on which his immediate Junior was promoted as Senior Manager, with all consequential benefits including seniority, arrears of pay etc.,

Counsel for the Petitioner: MR.BADANA.BHASKARA RAO

Counsel for the Respondents: MR.C.V.MOHAN REDDY

The Court made the following:

O R D E R:

This writ petition is filed with the prayer as follows:

> "*to issue a writ or an order or a direction more particularly one in the nature of Writ of Mandamus declaring the order passed by the 1st respondent in Rc.No.1284/87/A.II.D, dated 08-08-1994 and consequently declare that the petitioner is entitled for promotion as Senior Manager with effect from the date on which his immediate Junior was promoted as Senior Manager, with all consequential benefits including seniority, arrears of pay etc.,.*"

2. When the matter is taken up for consideration, Sri Badana Bhaskara Rao, the learned counsel for the petitioner represented that in view of the proceedings in Rc.No.70/98 A 10, dated 19-06-2000 issued by the first respondent, nothing survives for adjudication and the cause in the writ petition has become infructuous. In view of the same, the writ petition is liable to be dismissed as having become infructuous.

3. The writ petition is accordingly dismissed as having become infructuous. No costs.

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(**J. CHELAMESWAR, J**)

Date:09-12-2004

ghn

To

1 The Vice-Chairman and Managing Director,
Girijan Cooperative Corporation Ltd., Visakhapatnam.
2 The Enquiry Officer, Girijan Cooperative Corporation Ltd.,
Visakhapatnam.

3 Two CD copies.